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October 24, 2001

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TECHNOLOGICAL

Mr. Sam Krausz
House of Merchants
445 Park Avenue
Brooklyn, NY 11205

Re: Our File No. P-1461-G (Pat)

Dear Sam

We have completed a preliminary patentability search concerning a plastic CD container converted into a first-aid kit to be used in a motor vehicle multi-purpose storage container as described in our prior letter to you of September 4, 2001.

The following class and subclass titles were investigated during the course of this search:

CLASS 206 SPECIAL RECEPTACLE OR PACKAGE

Subclass 570 . . . Therapeutic type (e.g., first-aid, doctor kit)

CLASS 224 PACKAGE AND ARTICLE CARRIERS

Subclass 539 . . . Complementary to vehicle

Subclass 926 . . . Vehicle attached carrier for beverage container or bottle

Subclass 929 . . . Article carrier for electrical device

The following patent copies are provided as being of interest to this case:

<u>Patent No.</u>	<u>Date</u>	<u>Inventor</u>
5,931,304	August 3, 1999	Hammond
6,092,650	July 25, 2000	Budnik
6,263,642	July 24, 2001	Heiligers

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The most pertinent of the enclosed patents is U.S. Patent 5,931,304 for "FIRST AID KIT AND METHOD OF REPLENISHING" issued to Hammond on August 3, 1999 which, for the reasons which follow, is not pertinent enough to preclude you from obtaining patent coverage for your use of a CD holder, known in the trade as a "jewel box," for storing "first-aid" contents which, in turn, are stored in a auto CD storage unit positioned as an arm rest between the driver and front passenger seats of an auto.

U.S. Patent 5,931,309 must be acknowledged because the first-aid kit which it discloses is separate and placed within packets that in turn are each stored in individual stalls of a housing, but a packet is not a commercially available CD holder and the housing is not an auto arm rest next to the driver of an auto. What is described in U.S. Patent 5,931,304 would be stored in the auto glove compartment or in the trunk and thus lacks the access-for-use value of your proposal, and for this reason we believe your proposal is a patentable advance.

Although what follows is very technical legally and therefore may not be fully understood by you, unfortunately, it is the only way we can make known the basis for our opinion. We feel the paragraph which follows is a description of your proposal which has a reasonable prospect of being allowed in a patent application that is filed in the U.S. Patent and Trademark Office:

"A method of making readily accessible-to-use first-aid procedures in an auto comprising the steps of:

- A. purchasing plural commercially available plastic CD holders of an established uniform rectangular shape and dimensional size correlated to an established uniform circular shape and dimensional size of a CD content therein;
- B. establishing a storage site between an auto driver and front passenger's seats constituted of walls bounding a storage compartment with top edges thereon bounding an opening into said storage compartment;

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- C. mounting to partake of a pivotal transverse in relation to said storage compartment opening a cover for said storage compartment;
- D. disposing in said storage compartment said plural CD holders; and
- E. commingling with said CD holders in said storage compartment at least one holder of said same size and shape characterized by having first-aid-treating contents therein;

whereby said cover serves as an arm rest and when in an open condition a user has the same extent of accessibility to said first-aid-treating contents as is afforded to said CDs."

In summary, we are able to advise that favorable consideration can be given to seeking patent coverage for your proposed "first-aid kit" housed in a CD holder, or so-called "jewel box," and stored preparatory to use in an auto arm rest compartment or in a CD storage container positioned on the arm rest.

If we are authorized to proceed with a patent application, it is our practice to request an advance of \$950 to cover our out-of-pocket expenses for the drawings that must accompany the patent application and our preliminary efforts in connection with this matter.

We await your instructions on how we are to proceed.

Yours very truly,


MYRON AMER

MA/ag
Enclosures

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Quality Patent & Trademark Research Since 1975

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October 16, 2001

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RE: File No. P-1461-G
Sam Krausz

Dear Mr. Amer:

We have completed a preliminary search concerning a plastic CD container converted into a first-aid kit to be used in a motor vehicle multi-purpose storage container as described in the disclosure materials provided.

The following class and subclass titles were investigated during the course of this search:

CLASS 206 SPECIAL RECEPTACLE OR PACKAGE

Subclass 570 ..Therapeutic type (e.g., first aid, doctor kit)

CLASS 224 PACKAGE AND ARTICLE CARRIERS

Subclass 539 .Complementary to vehicle

Subclass 926 Vehicle attached carrier for beverage container or bottle

Subclass 929 Article carrier for electrical device

The following patent copies are provided as being of interest to this case:

PATENT NO.	DATE	INVENTOR
✓ 4,756,459	Jul. 12, 1988	Hardman
✓ 5,931,304	Aug. 3, 1999	Hammond
✓ 6,092,650	Jul. 25, 2000	Budnik
✓ 6,206,260	Mar. 27, 2001	Covell et al
✓ 6,263,642	Jul. 24, 2001	Heiligers

I did not see a CD container that was converted into a first-aid kit that could be carried in multi-purpose storage devices that are used in vehicles for storing CD's as described in the disclosure.

The referenced patents relate to CD containers and/or holders and first aid kits that would seem to be of interest to the subject disclosure.

Hardman and Covell et al are examples of multi purpose storage containers used in vehicles that may be used for storing CD containers.

Budnik and Heiligers are examples of containers for storing CD's and other informational carriers that may be of interest to the disclosure.

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Hammond relates to a first-aid kit and method of packaging that may be of interest to the subject disclosure.

Thank you for this opportunity to be of service.

Sincerely,

Jerry S. Conwell